

Amendment No. 1 to SB0528

Ford
Signature of Sponsor

AMEND Senate Bill No. 528*

House Bill No. 1889

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 53-10-302, is amended by deleting subdivision (1) in its entirety and redesignating the remaining subdivisions accordingly.

SECTION 2. Tennessee Code Annotated, Section 53-10-303(a)(1), is amended by deleting the language "who shall serve as database manager".

SECTION 3. Tennessee Code Annotated, Section 53-10-303(a), is further amended by deleting subdivisions (2) and (3) in their entirety.

SECTION 4. Tennessee Code Annotated, Section 53-10-303(a), is further amended by deleting subdivision (4) in its entirety and by substituting instead the following appropriately designated subdivision:

() One (1) of the licensed members of each of the following health care professional licensure boards:

- (A) The board of dentistry;
- (B) The board of medical examiners;
- (C) The board of nursing; and
- (D) The board of pharmacy.

These members shall be appointed by the governor.

SECTION 5. Tennessee Code Annotated, Section 53-10-303(a), is further amended by inserting the following new appropriately designated subdivisions:

() One (1) representative from the TennCare Office of Inspector General to be appointed by the governor;

() One (1) representative of the District Attorneys General Conference to be appointed by the governor; and

() One (1) member of the general public to be appointed by the governor. In making this appointment, the governor shall strive to appoint an individual who is familiar with legal issues related to the privacy of patient records.

SECTION 6. Tennessee Code Annotated, Section 53-10-304, is amended by deleting subsection (a) in its entirety and by substituting instead the following:

(a) There is created within the department a controlled substance database.

SECTION 7. Tennessee Code Annotated, Section 53-10-304, is amended by deleting subsection (b) in its entirety and by substituting instead the following:

(b) The department shall establish, administer, maintain and direct the functioning of the database in accordance with this part. The department may contract with another state agency or private entity to establish, operate or maintain the database.

SECTION 8. Tennessee Code Annotated, Section 53-10-304(d), is amended by deleting the first appearance of the word “committee” and by substituting instead the word “department”.

SECTION 9. Tennessee Code Annotated, Section 53-10-305(a), is amended by deleting the word “committee” wherever it may be found and by substituting instead the word “department”.

SECTION 10. Tennessee Code Annotated, Section 53-10-305(c), is amended by deleting the words “board of pharmacy” and by substituting instead the word “department”.

SECTION 11. Tennessee Code Annotated, Section 53-10-305(c), is further amended by deleting the words “or by other means established by the committee”.

SECTION 12. Tennessee Code Annotated, Section 53-10-305(d), is amended by deleting the word “committee” wherever it appears and by substituting instead the word “department”.

SECTION 13. Tennessee Code Annotated, Section 53-10-305(e), is amended by deleting the word “committee” and by substituting instead the word “department”.

SECTION 14. Tennessee Code Annotated, Section 53-10-306(a)(1), is amended by deleting the word “committee” and by substituting instead the words “department or its agent”.

SECTION 15. Tennessee Code Annotated, Section 53-10-306, is further amended by deleting subsection (c) in its entirety and redesignating the remaining subsections accordingly.

SECTION 16. Tennessee Code Annotated, Section 53-10-307(a), is amended by deleting the first appearance of the word “committee” and by substituting instead the word “department”.

SECTION 17. Tennessee Code Annotated, Section 53-10-307(d), is amended by deleting the second appearance of the word “committee” and by substituting instead the word “department”.

SECTION 18. Tennessee Code Annotated, Section 53-10-308(a), is amended by deleting the first appearance of the word “committee” and by substituting instead the word “department”.

SECTION 19. Tennessee Code Annotated, Section 53-10-308(b), is amended by deleting the first appearance of the word “committee” and by substituting instead the word “department”.

SECTION 20. Tennessee Code Annotated, Section 53-10-308, is further amended by deleting subsection (c) in its entirety and by substituting instead the following:

(c) No information concerning any practitioner may be released under this section until it has been reviewed by the committee and until the committee has certified that further investigation or prosecution is warranted and that release of the information is necessary to that continued investigation or prosecution.

SECTION 21. Tennessee Code Annotated, Section 53-10-309, is amended by deleting the word “committee” and by substituting instead the word “department”.

SECTION 22. This act shall take effect upon becoming a law, the public welfare requiring it.